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PATENT
Customer No. 22,852
Atty. Docket No.: 07027.0001-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Application of)
David R. Fried)
Serial No. 09/613,153)
Filed: July 6, 2000)
For: A COMPUTERIZED SYSTEM AND)
METHOD FOR CREATING A BUYBACK)
STOCK INVESTMENT REPORT)

SEP 21 2001

Technology Center 2100

Group Art Unit: 2162

Examiner: Y. Retta

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

SUPPLEMENTAL REISSUE DECLARATION UNDER 37 C.F.R. § 1.175

I, David R. Fried, hereby state and declare as follows:

1. I am executing this Supplemental Reissue Declaration to obviate a rejection of pending claims 21-50 of the above-referenced reissue application.

2. In connection with this reissue application I executed a Reissue Declaration Under 37 C.F.R. § 1.175 and Power of Attorney document on June 26, 2000, which is incorporated herein by reference.

3. In the aforementioned Reissue Declaration Under 37 C.F.R. § 1.175 and Power of Attorney document, I stated in paragraph 4 that U.S. Patent No. 6,035,286 (the "'286 patent") is partly inoperative because it claims less than I had a right to claim.

I further stated in paragraph 5 of the same Reissue Declaration Under 37 C.F.R.

§ 1.175 and Power of Attorney document, among other things, that (i) insufficiencies identified in paragraph 4 arose as a result of an error on the part of the Applicant; (ii) I learned that infringers could argue that the issued claims of the '286 patent would not read on all possible ways of practicing my invention; (iii) I believe I have a right to claim my invention more broadly to address this error and cover such ways of practicing my invention; and (iv) claims 21-50 may remedy this error while they define patentable aspects of my invention as supported by the disclosure.


4. In connection with paragraphs 4 and 5 of the aforementioned Reissue Declaration Under 37 C.F.R. § 1.175 and Power of Attorney document, I further state that claims 1-20 of the '286 patent are partly inoperative because, at least, they unduly limit my invention to methods and systems for generating an investment report by selecting criteria for screening a selection of stocks where the selected criteria consists of a buyback ratio and at least one of price/sales ratio and a price/earnings ratio for each stock. Claims 21-50 define patentable aspects of my invention as supported by the disclosure that address this issue. In contrast to claims 1-20 of the '286 patent, independent claim 21, for example, recites a method for reporting investments where a report is generated "ranking a set of identified stocks with buyback ratios based on a metric associated with performance of the corresponding company." Similar limitations can be found in the remaining new independent claims 31 and 41.

5. For purposes of this Supplemental Reissue Declaration, I reiterate that all errors that are being corrected in the present reissue application up to the time of filing this declaration arose without any deceptive intention on the part of the Applicant.

6. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of Sole or First Inventor: **David R. Fried**

Signature of Inventor: 

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